

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
WESTERN DIVISION**

11 SALVADOR AVINA,) No. CV 16-1524-MWF (PLA)
12 Petitioner,) **JUDGMENT**
13 v.)
14 JEFFREY BEARD - CDCR,)
15 Respondent.)

Pursuant to the order accepting the magistrate judge's report and recommendation,
IT IS ADJUDGED that the petition in this matter is denied and dismissed without prejudice for lack
of exhaustion and for failure to prosecute. 

DATED: January 13, 2017

HONORABLE MICHAEL W. FITZGERALD
UNITED STATES DISTRICT JUDGE